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Lynne Finley
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Collin County, Texas
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NO. 417-53803-2020

IN THE INTEREST OF	§	**IN THE DISTRICT COURT**
	§	
S.L., J.L. AND L.L.	§	**417TH JUDICIAL DISTRICT**
	§	
CHILDREN	§	**COLLIN COUNTY, TEXAS**

MOTION TO REMOVE COUNSELOR AND FOR APPOINTMENT OF PSYCHOLOGIST, OR, IN THE ALTERNATIVE, MOTION TO CLARIFY ORDER TO APPOINT COUNSELOR OF SEPTEMBER 1, 2020

This *Motion to Remove Counselor and For Appointment of Psychologist, or, In the Alternative, Motion to Clarify Order to Appoint Counselor of September 1, 2020* is brought by Petitioner/Father Michael Long, who in support would show as follows:

1. On August 20, 2020, the Court issued Temporary Orders in this matter appointing Carrie Wigginton, LCSW as the counselor for the child, S.L. who is the subject of this suit.

2. Thereafter by separate order entered on September 1, 2020, the Court provided additional terms for Carrie Wigginton, to include that neither parent would be permitted to communicate with or obtain information from Ms. Wigginton, except by subpoena or deposition. The order further provided that only Rachel Li, the Amicus attorney at the time, would be permitted to communicate with and obtain information from Ms. Wigginton.

3. Thereafter, both the Amicus attorney and Respondent/Mother petitioned the Court for the psychological evaluation of the child, S.L. It is therefore undisputed that the child needs a Ph.D. level psychologist with special knowledge, training, and experience in the area of assessing, evaluating, and treating child victims of sexual abuse and children making outcries in the midst of contested custody litigation.

4. Petitioner/Father asks the Court, after notice and hearing, to remove Ms. Wigginton as the court-appointed counselor for the child, S.L., and to appoint Dr. Fernando Esparza or Dr.

Richard Theis, Ph.D. level psychologists with special knowledge, training, and experience in the area of assessing, evaluating, and treating child victims of sexual abuse and children making outcries in the midst of contested custody litigation.

5. Petitioner/Father asks the Court to permit him to communicate with the psychologist to schedule appointments and transport to child to and from appointments.

6. Petitioner/Father asks the Court to order that each parent pay 50% of the cost of the psychologist.

7. If the Court is not inclined to remove Ms. Wigginton as the child's counselor, Petitioner/Father asks this Court to clarify the Order to Appoint Counselor signed on September 1, 2020 to provide that Petitioner/Father may communicate with the counselor and access records for the child, and that Petitioner/Father may schedule appointments and transport the child to and from appointments. Further, because the Amicus attorney has been discharged from this matter, the Order requires clarification about what party may communicate with the counselor regarding the child's therapy and access the child's records without the necessity of a subpoena or deposition.

8. Petitioner/Father Michael Long prays the Court grant this Motion and remove Carrie Wigginton as the court-appointed counselor for S.L., appoint Dr. Fernando Esparza or Dr. Richard Theis, Ph.D. level psychologists with special knowledge, training, and experience in the area of assessing, evaluating, and treating child victims of sexual abuse and children making outcries in the midst of contested custody litigation to evaluate and treat the child S.L., and order both parents to pay fifty percent (50%) of the fees of same. In the alternative, Petitioner/Father asks the Court to clarify the Order to Appoint Counselor consistent with this Motion. Petitioner/Father prays for general relief.

Respectfully submitted,

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Certificate of Service

This is to certify that, pursuant to Rule 21 of the Texas Rules of Civil Procedure, a true and correct copy of the foregoing document has been served upon the below-named individual in the following manner as prescribed by Rule 21(a) of the Texas Rules of Civil Procedure on this the 6th day of September, 2020.

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